

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 15-135

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Judges:

Complainant:

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**ORDER**

The complainant alleged five superior court judges entered orders without authority in a family law case.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the judges engaged in conduct that violated the provisions of Article 6.1 of the Arizona Constitution or the Code of Judicial Conduct and, if so, to take appropriate disciplinary action. The purpose and authority of the commission is limited to this mission.

The commission does not have jurisdiction to review the legal sufficiency of the judicial officers' rulings. In addition, the commission found no evidence of ethical misconduct and concluded that the judges did not violate the Code in this case. Accordingly, the complaint is dismissed in its entirety as to all five judges, pursuant to Rules 16(a) and 23.

Dated: July 1, 2015

FOR THE COMMISSION

/s/ George A. Riemer

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George A. Riemer  
Executive Director

Copies of this order were mailed to the complainant and the judges on July 1, 2015.

*This order may not be used as a basis for disqualification of a judge.*

**I understand the commission cannot reverse court orders or assign a new judge to a case.**

**I declare, under penalty of perjury, that the foregoing information and the facts I have provided upon which my allegations of judicial misconduct are based are true and correct.**

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

**INSTRUCTIONS**

Use the following space or plain paper of the same size to explain your complaint. Explain why you believe what the judge did constitutes judicial misconduct. Be specific and list the names, dates, times, and places relevant to your allegations. Additional pages may be used and relevant copies of documents may be sent with your complaint (please do not send original documents). Use one side of each page only and write legibly or type your complaint. Please keep a copy of your complaint for your records.

In Judge, then Commissioner, who was working under Judge signed in ex parte fashion an Order of Protection which removed me from my home, removed my children from my custody and care, and allowed me to be arrested and jailed. According to the Rules that govern this court, Commissioner was expressly prohibited from signing that order. then held a hearing on that Order of Protection, which he ruled to keep in place. Was it an oversight that he didn't know the Commissioner didn't have the authority or power to sign that order? Not hardly, this was someone who was a former member of the State Bar of Arizona's Civil Practice and Procedure Committee. Also, I believe knew it, because of the way she reacted when I filed my own order of protection. She was very anxious and cleared the courtroom of any witnesses and proceeded to tell me in a very nervous tone that she couldn't grant that motion. My response was that I just need it to be on file. We then proceed to the hearing on I had already withdrawn all my motions for divorce knowing that my wife had never served me. This meant of course there would be no hearing. However, since the case was scheduled for a DCM, (differentiating case manager), to determine the reason the case has been taking so long, was going to lose control of the case if he didn't do something quick. He proceeded to have the hearing without me being served, and then proceeded, according to the court transcripts, to recommend a divorce by default. According to the Rules of this Court, we did not qualify for that type of divorce. Another oversight? Hardly. Had to maintain control of the case. When I went to the courthouse and retrieved the case file, much to my surprise there was an affidavit of service by an Arizona' Best Process Service. The owner according to the affidavit was a by the name of Unfortunately the signature was not his, nor did that company even exist. It is definitely female cursive penmanship, and with enough resources, would probably prove a Judges staff member, or a clerk connected with Either way it is fraud. I then filed a motion to extend time since I was never served, along with an affidavit from my previous Attorney, stating very clearly that she was never served, and that her own investigation into the process server company was very suspect. This motion was denied by stating that I only had to respond. However the Rules of this court state that when a request for an answer is mailed, you add days to the deadline of response. Pretty straightforward legal 101. However, once again this judge made another policy and procedure mistake. Is he really that incompetent, or is he Ruling on this case outside the scope of his duty of office. The motion alone should have raised some serious ethical questions that prompted him to investigate. Every motion I have filed since then has been denied. Not based on an interpretation of the law, because anyone that can read can see that the Judge acted outside the Law, and every Commissioner and Judge since then, has also denied with no reason or merit. Just the opposite, the motions filed were legally and technically correct and sound. That is why I am naming everyone who ruled on this case. If it isn't a cover-up for the fraudulent actions of Judges watching out for each other, then I don't know what is. Very sad and pathetic a legal system can be so corrupt and broken.